

### United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT Lloyd G. Mitchell

ATTORNEY DOCKET NUMBER

09/941,492

08/29/2001

31304-BAE 72874-0101

21003 **BAKER & BOTTS** 30 ROCKEFELLER PLAZA NEW YORK, NY 10112



**CONFIRMATION NO. 7149** FORMALITIES LETTER \*OC000000006823596\*

Date Mailed: 10/01/2001

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27). • Total additional claim fee(s) for this application is \$21/42. 04/04/2002 SSANDARA 00000020 09941492
- - **\$432** for **24** total claims over 20.
  - \$1440 for 18 independent claims over 3.
  - \$270 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2982.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));









This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

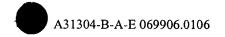
A copy of this notice <u>MUST</u> be returned with the reply.

**Customer Service Center** 

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE





# ED STATES PATENT AND TRADEMARK OFFICE

**Applicant** 

: Mitchell et al.

Serial No.

: 09/941,492

Examiner:

**TBA** 

Filed

: August 29, 2001

Group Art Unit:

**TBA** 

For

: METHODS AND COMPOSITIONS FOR USE IN

SPLICEOSOME MEDIATED RNA TRANS-SPLICING

## RESPONSE TO NOTICE TO FILE MISSING PARTS

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231. Date: April 1, 2002

Attorney: Carmella L. Stephens

PTO Reg. No. 35,225

Assistant Commissioner of Patents Washington, D.C. 20231

SIR:

In response to the Notice of Missing Parts dated October 1, 2001, please find enclosed:

- (i) a Combined Declaration and Power of Attorney, executed by the Applicants;
- (ii) substitute drawings, in compliance with 37 CFR 1.84;
- (iii) a Petition for Extension of Time under 37 CFR 1.136(a) for a period of four months, up to and including April 1, 2002;
- (iv) Submissin of Sequence Listing, with Sequence Listing in paper and computer readable format and substitute specification; and

(v) A check in the amount of \$2,267, which is comprised of: \$370 utility filing fee (applicants are entitled to small entity status); \$216 for 24 extra claims; \$756 for 18 extra independent claims; \$270 for multiple dependent claim surcharge; \$65 for declaration surcharge and \$720 for extension of time for four months. Should any additional fees be incurred, please charge to our deposit account No. 02-4377. Two copies of this document

are enclosed.

Respectfully submitted,

Rochelle K. Seide PTO Reg. No. 32,300

Carmella L. Stephens PTO Registration No. 41,328

ATTORNEYS FOR APPLICANTS

(212) 408-2539

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Encls.

# BAKER BOTTS LLP

AMOUNT OF PAYMENT



**EE TRANSMIT** for FY 2001 Patent fees are subject to annual revision. (\$) 2,267

Complete if Known					
Application Number	09/941,492				
Filing Date	08/29/2001				
First Named Inventor	Mitchell et al.				
Examiner Name	To be assigned				
Group Art Unit	To be assigned				
Attorney Docket No.	31304-B-A-E 069906.0106				

METHOD OF PAYMENT		F	EE CALCULATION (continued)			
The Commissioner is hereby authorized to charge	3. ADDITIONAL FEES					
Deposit Deposit	Large	5				
Account Number 02-4377	Entity Fee	Entit Fee	*	C D-id		
Denosit	(\$)	(\$)	Fee Description	Fee Paid		
Account Name Baker Botts LLP	130	65	Surcharge - late filing fee or oath	65		
Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17	50	25	Surcharge - late provisional filing fee or cover sheet			
Applicant claims small entity status.	130	130	Non-English specification			
See 37 CFR 1.27	2,520	2,520	For filing a request for ex parte reexamination			
2. Payment Enclosed: Check Credit card Money Other	920*	920*	Requesting publication of SIR prior to Examiner action			
FEE CALCULATION	1,840*	1,840*	Requesting publication of SIR after Examiner action			
1. BASIC FILING FEE	110	55	Extension for reply within first month			
Large Entity Small Entity	400	200	Extension for reply within second month			
Fee Fee Description (\$) (\$) Fee Paid	920	460	Extension for reply within third month			
740 370 Utility filing fee 370	1,440	720	Extension for reply within fourth month	720		
330 165 Design filing fee	1,960	980	Extension for reply within fifth month			
510 255 Plant filing fee	320	160	Notice of Appeal			
740 370 Reissue filing fee	320	160	Filing a brief in support of an appeal			
160 80 Provisional filing fee	280	140	Request for oral hearing			
SUPTOTAL (4) (5) 270	1,510	1,510	Petition to institute a public use proceeding			
SUBTOTAL (1) (\$) 370	110	55	Petition to revive - unavoidable			
2. EXTRA CLAIM FEES Fee from	1,280	640	Petition to revive - unintentional			
Extra Claims below Fee Paid	1,280	640	Utility issue fee (or reissue)			
Total Claims 44 - 20 - = 24 x 9 = 216	460	230	Design issue fee			
Claims 21 0 116 1 142 = 736	620	310	Plant issue fee			
Multiple Dependent 140 = 140	130	130	Petitions to the Commissioner			
Large Entity Small Entity	50	50	Processing fee under 37 CFR 1.17(q)			
Fee Fee Fee Description	180	180	Submission of Information Disclosure Stmt			
(\$) (\$) 18 9 Claims in excess of 20	40		Recording each patent assignment per property (times number of properties)			
84 42 Independent claims in excess of 3	740	370	Filing a submission after final rejection (37 CFR § 1.129(a))			
280 140 Multiple dependent claim, if not paid	740		For each additional invention to be			
84 42 ** Reissue independent claims over original patent	140	070	examined (37 CFR § 1.129(b))			
18 9 ** Reissue claims in excess of 20	740	370	Request for Continued Examination (RCE)			
and over original patent	900	900	Request for expedited examination of a design application			
SUBTOTAL (2) (\$) 1,112	Other fee (specif	ý)				
**or number previously paid if greater: For Reissues, see above	*Reduced by Bas	sic Filina (	Fee Paid SURTOTAL (3) (\$) 785	5		

SUBMITTED BY			Complete (if applicable)		
Name (Print/Type)	Carmella L. Stephens	Registration No. (Attorney/Agent)	41,328	Telephone	(212) 408-2539
Signature	Commence L. Sturbers			Date	April 1, 2002